

BARRY J. PORTMAN  
Federal Public Defender  
ELIZABETH M. FALK  
Assistant Federal Public Defender  
450 Golden Gate Avenue  
San Francisco, CA 94102  
Telephone: (415) 436-7700

Counsel for Defendant PESCE

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,

vs.

DANIEL PESCE,  
Defendant.

No. CR 09-1193 MHP

**STIPULATION AND [PROPOSED]  
ORDER MODIFYING BOND  
CONDITIONS**

Date: August 27, 2010  
Time: 10:30 a.m.  
Court: The Honorable Joseph C.  
Spero

STIPULATION

The parties agree, with the consent of Pretrial Services Officer Victoria Gibson, that Mr. Daniel Pesce's bond conditions be modified to allow him to leave Cornell Corrections for the purposes of 1) attending church services on Sunday at the direction of Pretrial Services, and 2) to swim and/or otherwise stretch and exercise at the Charles Kroc Salvation Army Community Center on Turk Street for 2 hours a day, three times a week, also at the direction of Pretrial Services, for the purpose of aiding his back rehabilitation.

IT IS SO STIPULATED

DATED: August 26, 2010

/s/  
ELIZABETH M. FALK  
Assistant Federal Public Defender

1 DATED: August 27, 2010

2 /s/  
3 ACADIA SENESE  
4 Special Assistant United States Attorney

5 DATED: August 27, 2010

6 /s/  
7 VICTORIA GIBSON  
8 United States Pretrial Services Officer

9 I hereby attest that I have on file all holograph signatures for any signatures indicated by a  
10 "conformed" signature (/s/) within this e-filed document.

11 ~~[PROPOSED]~~ ORDER

12 Based upon the aforementioned representations of the parties, and for good cause shown, it is  
13 hereby ORDERED that Mr. Pesce's bond be modified to allow him to leave Cornell Corrections at  
14 the direction of Pretrial Services for the purposes of attending Sunday church services, as well as  
15 obtaining physical exercise to enable his back rehabilitation for two hours a day, three times a week.  
16 Both activities, namely church services and exercise time, shall be allowed at the direction of Pretrial  
17 Services, and Mr. Pesce is hereby ORDERED to obtain a specific schedule for such activities from  
18 his Pretrial Services officer.

19 DATED: 08/27/10

20 THE HONORABLE JUDGE JOSEPH C. SPERO  
21 UNITED STATES DISTRICT COURT JUDGE

